NOTICE OF DECISION UNDER REGULATION 32
FILM POSTERS

DVD SLICK

TO: The Film and Video Labelling Body Inc.
PO Box 2627
AUCKLAND

Pursuant to regulation 32 of the Films, Videos, and Publications Classification Regulations 1994 the film poster entitled:

Hustler Barely Legal #47

is **Not Approved.**

The DVD slick is not approved because it tends to promote and support the exploitation of young persons for sexual purposes. The slick features images of nude, young, female models and explicit depictions of sexual activity, under a title that focuses attention on young women. While the women depicted appear to be older teenagers, the text supplies a particular reading of the images that links sexual desirability with a very much younger age group. Words such as "tender", "sweet" and "adolescent" evoke the post-pubertal young teenager. Other phrases bring to mind young girls being admired, or even groomed, by an older male. The slick's obvious intent is to arouse the sexual interest of adults by emphasising the youthfulness of the women participants in the sexual activity depicted in the related publication.

The Classification Office has weighed the competing considerations of the issues raised above and the right to freedom of expression set out in s14 of the New Zealand Bill of Rights Act 1990. The DVD slick links sexual desirability with characteristics associated with the very young. The slick's potential for injury to the public good makes it likely that, if the slick were to be submitted under s13(1) of the Films, Videos, and Publications Classification Act 1993, it would be classified as objectionable. The likely injury is the encouragement the slick's availability would give to the exploitation of young persons for sexual purposes. The DVD slick is therefore not approved. Such a limitation on the right to freedom of expression is justified in order to prevent likely injury to the public good.

Date: 17 August 2004

For the Classification Office (signed):

OFLC No: 401179